

25 Revised

**AMENDMENT TO H.R. 2262, AS REPORTED  
OFFERED BY MR. RAHALL OF WEST VIRGINIA**

Amend section 2(b) to read as follows:

1       (b) VALID EXISTING RIGHTS.—As used in this Act,  
2 the term “valid existing rights” means a mining claim or  
3 millsite claim located on lands described in section 201(b),  
4 that—

5           (1) was properly located and maintained under  
6 the general mining laws prior to the date of enact-  
7 ment of this Act;

8           (2) was supported by a discovery of a valuable  
9 mineral deposit within the meaning of the general  
10 mining laws on the date of enactment of this Act,  
11 or satisfied the limitations under existing law for  
12 millsite claims; and

13          (3) continues to be valid under this Act.

In section 3(c)(1), strike the matter preceding sub-  
paragraph (A) and insert “Any Federal land shall be  
subject to the requirements of section 102(a)(2) if the  
land is—”.

In section 3(c)(2), strike “section 102” and insert  
“section 102(a)(3)”.

Amend section 102(a)(3) to read as follows:

1           (3) FEDERAL LAND ADDED TO EXISTING OPER-  
2           ATIONS PERMIT.—Any Federal land added through  
3           a plan modification to an operations permit that is  
4           submitted after the date of enactment of this Act  
5           shall be subject to the royalty that applies to Fed-  
6           eral land under paragraph (1).

Strike section 102(a)(4) (and redesignate the subsequent paragraph accordingly).

Amend section 103(a)(4) to read as follows:

7           (4) Moneys received under this subsection that  
8           are not otherwise allocated for the administration of  
9           the mining laws by the Department of the Interior  
10          shall be deposited in the Locatable Minerals Fund  
11          established by this Act.

In section 202(a), strike “Any State” and insert “Subject to valid existing rights, any State”.

In section 202(b)(3), after “petition” insert “subject to valid existing rights,”.

In section 303(g)(4), strike “All moneys” and all that follows through the end of the sentence.

In section 304(h)(4), strike “All moneys” and all that follows through the end of the sentence.

In section 309, strike “the National Park System” and insert “a National Park”.

Amend section 402(2) to read as follows:

1           (2) All fees received under section  
2           304(a)(1)(B).

Amend section 402(6) to read as follows:

3           (6) All amounts received by the United States  
4           pursuant to section 103 as claim maintenance and  
5           location fees minus the moneys allocated for admin-  
6           istration of the mining laws by the Department of  
7           the Interior.

In section 504(a)(1), strike “allged” and insert “alleged”.

In section 504(a)(1), strike “pursuant to this Act” and insert “pursuant to title III of this Act”.

In section 504(a)(1), strike “under this Act” and insert “under title III of this Act”.

At the end of section 513, add the following:

- 1 (d) SOVEREIGN IMMUNITY OF INDIAN TRIBES.—
- 2 Nothing in this section shall be construed so as to waive
- 3 the sovereign immunity of any Indian tribe.